

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

AMADOU BARRY and GUNGOR AKCELIK, individually and on behalf of all other persons similarly situated who were employed by S.E.B. SERVICE OF NEW YORK, INC. and/or and/or ROBERT DINOZZI any other entities affiliated with or controlled by S.E.B. SERVICE OF NEW YORK, INC., and/or ROBERT DINOZZI,

Plaintiffs,

-against-

S.E.B. SERVICE OF NEW YORK, INC., and/or ROBERT DINOZZI and/or any other entities affiliated with or controlled by S.E.B. SERVICE OF NEW YORK, INC., and/or ROBERT DINOZZI,

Defendants.

11-cv-5089 (SLT) (MDG)

NOTICE OF MOTION FOR (i) FINAL APPROVAL OF THE FLSA COLLECTIVE ACTION SETTLEMENT; (ii) FOR PRELIMINARY APPROVAL OF THE PROPOSED CLASS ACTION SETTLEMENT, (iii) FOR CERTIFICATION OF THE SETTLEMENT CLASS, (iv) FOR APPOINTMENT OF PLAINTIFFS' COUNSEL AS CLASS COUNSEL, (v) FOR APPROVAL OF PLAINTIFFS' PROPOSED NOTICE OF FLSA COLLECTIVE ACTION SETTLEMENT AND RELEASE, (vi) AND FOR APPROVAL OF PLAINTIFFS' PROPOSED NOTICE OF CLASS ACTION SETTLEMENT AND CLAIM FORM AND RELEASE

PLEASE TAKE NOTICE that upon the annexed Affirmation of Suzanne Leeds Klein, sworn to on May 21, 2015, and all exhibits attached thereto, and upon all prior pleadings and proceedings herein, the undersigned will respectfully move this Court on a date convenient for the Court, at the United States Courthouse for the Eastern District of New York, located at 225 Cadman Plaza East, Brooklyn, New York, before the Honorable Marilyn D. Go, U.S.M.J., for Plaintiffs' Motion for an Order, pursuant to Rule 23 of the Federal Rules of Civil Procedure, granting (i) final approval of the FLSA collective action settlement; (ii) preliminary approval of the proposed class action settlement; (iii) certification of the New York Settlement Class; (iv)

appointment of Plaintiffs' counsel as class counsel; (v) approval of Plaintiffs' proposed Notice of FLSA Collective Action Settlement and Release; (vi) approval of Plaintiffs' proposed Notice of Class Action Settlement and Claim Form and Release; (vii) together with such other and further relief as the Court may deem just and proper.

Dated: New York, New York
May 21, 2015

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